

# EXECUTIVE COUNCIL OF IOWA

## MINUTES

### NOVEMBER 14, 2011

The Executive Council met in regular session at 10:01 a.m. Room G09 of the Capitol Building with Governor Terry Branstad presiding. Secretary of State Matt Schultz, Auditor of State David Vaudt, Treasurer of State Michael Fitzgerald and Secretary of Agriculture William Northey were present.

Regular session  
November 14,  
2011

Moved by Auditor Vaudt and seconded by Secretary Schultz that the Council approve the minutes of the Executive Council meeting held October 31, 2011.

Minutes  
Approved

The vote:      Ayes:              Governor Branstad  
   Secretary Schultz  
   Auditor Vaudt  
   Treasurer Fitzgerald  
   Secretary Northey  
                         Nays:              None

Moved by Secretary Schultz and seconded by Secretary Northey that the Council approve the following leases:

Approved  
Leases

- A.    Lease between Public Safety, Iowa State Patrol and Cedar Rapids Airport Commission - Cedar Rapids, IA  
      Date of Lease: September 1, 2010 - August 31, 2013  
      Description: The lease space consists of one aircraft engine hanger for storage of an aircraft. For the lease term commencing in October 2010, the annual cost will be \$1,056.00 or \$88.00 per month. The total cost of this lease is approximately \$3,168.00.
- B.    Lease between Vocational Rehabilitation and Manasota Key L.L.C., James Bauer Storm Lake, IA  
      Date of Lease: November 16, 2011 - November 30, 2016  
      Description: The total amount of rented space is 720 square feet. For the lease term commencing in December 2011, the annual cost will be \$6.25 per square foot, per year, or \$375.00 per month, plus the cost of utilities and janitorial services in the leased premises. The annual cost of this lease is approximately \$4,500.00 and the total cost of this lease is \$22,500.00.

The vote:      Ayes:              Governor Branstad  
   Secretary Schultz  
   Auditor Vaudt  
   Treasurer Fitzgerald  
   Secretary Northey  
                         Nays:              None

Moved by Secretary Schultz and seconded by Treasurer Fitzgerald that the Council approve the following litigation expense fund request:

Approved  
Litigation  
Expense Fund

Request from the Attorney Generals' office on behalf of the Department of Revenue to expend \$60,000.00 from the Litigation Expense Fund for second quarter of the 2012 fiscal year.

The vote:      Ayes:            Governor Branstad  
   Secretary Schultz  
   Auditor Vaudt  
   Treasurer Fitzgerald  
   Secretary Northey  
                         Nays:            None

Moved by Secretary Northey and seconded by Secretary Schultz that the Council approve request for emergency allocation as follows:

Approved  
Emergency  
Allocations

Department of Public Safety, Iowa State Patrol District Office request for a supplemental emergency allocation in the amount of \$22,543.27, subject to audit of actual invoices. On August 18, 2011 the Council Bluffs District Office sustained storm and hail damaged to the Atlantic State Radio and 20 vehicles. Request is to cover repair costs.

The vote:      Ayes:            Governor Branstad  
   Secretary Schultz  
   Auditor Vaudt  
   Treasurer Fitzgerald  
   Secretary Northey  
                         Nays:            None

Moved by Secretary Schultz and seconded by Auditor Vaudt that the Council approve the following cost items:

Approved Cost  
Items

- A. Nyemaster, Goode, West Hansell & O'Brien, P.C. ....\$12,317.58  
700 Walnut, Suite 1600  
Des Moines, IA 50309  
Homan, Dotzler, Hunter, Jacoby, Running-Marquardt, and Beall v. Terry E. Branstad
- B. Dorsey & Whitney.....\$522.00  
801 Grand Avenue, Suite 3900  
Des Moines, IA 50309  
2009-2010 Series of I-Jobs Bonds

- C. Dow, Lohnes PLLC.....\$2,637.63  
1200 New Hampshire Ave NW Suite 800  
Washington, DC 20036  
Iowa Public Television
- D. Simmons Perrine Moyer Bergman PLC.....\$27,038.15  
115 Third Street SE, Suite 1200  
Cedar Rapids, IA 52402  
Tobacco Settlement Authority
- E. Coppola, McConville, Coppola, Hockenberg & Scalise, P.C.....\$5,000.00  
2100 Westown Parkway, Suite 210  
West Des Moines, IA 50265-1539  
Mortgage Industry Practices
- F. Shuttleworth and Ingersoll, P.L.C..... \$280.00  
115 3<sup>rd</sup> Street South East  
Suite 500  
Cedar Rapids, IA 52401  
Mills v. Iowa Board of Regents et al., an employment termination case
- G. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$3,551.00  
The Davis Brown Tower  
215 10<sup>th</sup> Street, Suite 1300  
Des Moines, IA 50309-3993  
Legal Services to state agencies on issues related to the visa status of prospective state employees
- H. Coppola, McConville, Coppola, Hockenberg & Scalise, P.C.....\$142.50  
2100 Westown Parkway, Suite 210  
West Des Moines, IA 50265-1539  
Campaign Contributions from Fort Dodge Gambling Interests to Governor Culver
- I. Wandro & McCarthy, P.C. ....\$7,885.00  
2501 Grand Avenue, Suite B  
Des Moines, IA 50312  
Unclaimed Property Probate Matters
- J. Coppola, McConville, Coppola, Hockenberg & Scalise, P.C.....\$19,667.25  
2100 Westown Parkway, Suite 210  
West Des Moines, IA 50265-1539  
Campaign Contributions from Fort Dodge Gambling Interests to Governor Culver

- K. McDowell, Rice, Smith & Buchanan.....\$35,476.23  
605 West 47<sup>th</sup> Street, Suite 350  
Kansas City, MO 64112  
Tobacco Settlement Authority
- L. Patterson Law Firm L.L.P..... \$209.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Maureen Kimmerle v. State of Iowa and Second Injury Fund
- M. Patterson Law Firm L.L.P..... \$954.50  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Vicki Bouchard v. Second Injury Fund
- N. Patterson Law Firm L.L.P..... \$1,120.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Denny Richards v. Iowa State University, the State of Iowa and the Second Injury Fund
- O. Dept. of Administrative Services & Dept. of Human Services ..\$201,811.84  
On August 9, 2009 the Eldora State Training school sustained storm/hail damage to the Campus.
- P. Dept. of Administrative Services-General Services Enterprise . \$2,533.00.  
On June 26, 2011 a lightning strike at the State Capitol damaged the Fire Alarm System. This request is to cover repair costs.

The vote:      Ayes:      Governor Branstad  
   Secretary Schultz  
   Auditor Vaudt  
   Treasurer Fitzgerald  
   Secretary Northey  
                         Nays:      None

Moved by a Treasurer Fitzgerald and seconded by Auditor Vaudt that the Council approve the following renewal memberships:

- A. Commerce - Prof. Lic. in Council of Landscape Architectural Examining Boards (CLARB) in the amount of \$5,170.00 for October 1, 2011 - September 30, 2012.

Approved  
Renewal  
Memberships

- B. Department on Aging in Meals on Wheels Association of America in the amount of \$150.00 for December 1, 2011 - December 1, 2012.
- C. Department on Aging in National Association of Legal Services Developers in the amount of \$95.00 for January 1 - December 31, 2012.
- D. Economic Development in Travel & Tourism Research Association and CenStates Chapter in the amount of \$230.00 for January 1 - December 31, 2012.
- E. Education in IDEA Infant and Toddler Coordinator's Association in the amount of \$2,000.00 for January 1 - December 31, 2012.
- F. Emergency Management in National Emergency Number Association (NENA) in the amount of \$130.00 for January 1 – December 31, 2012.
- G. Health in Association of Problem Gambling Service Administrators in the amount of \$1,500.00 for July 1, 2011 - June 30, 2012.
- H. Health in Federation of State Boards of Physical Therapy in the amount of \$2,500.00 for January 1 - December 31, 2012.
- I. Health in Iowa Public Health Association in the amount of \$500.00 for January 1 - December 31, 2012.
- J. Human Services in Association for Challenge Course Technology in the amount of \$275.00 for October 27, 2011 - October 26, 2011.
- K. Human Services in National Association of Councils on Developmental Disabilities (NACDD) in the amount of \$6,431.00 for October 1, 2011 - September 30, 2012.
- L. Human Services in National Association of Medicaid Directors - NAMD in the amount of \$7,350.00 for July 2011 - July 2012.
- M. Human Services in State Employment Leadership Network (SELN) in the amount of \$35,000.00 for July 1, 2011 - June 30, 2012.
- N. Natural Resources in Upper Mississippi River Basin Association (UMBRA) in the amount of \$12,000.00 for July 1, 2011 - June 30, 2012.
- O. Public Defense in The Association of Energy Engineers in the amount of \$185.00 for January 1 - December 31, 2012.

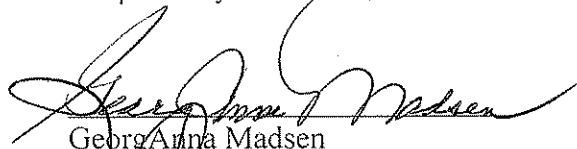
P. Transportation in Commercial Vehicle Safety Alliance (CVSA) in the amount of \$ 7,900.00 for January 2012 - January 2013.

The vote:	Ayes:	Governor Branstad Secretary Schultz Auditor Vaudt Treasurer Fitzgerald Secretary Northey
	Nays:	None

The meeting was adjourned at 10:10 a.m.

Meeting  
adjourned

Respectfully submitted,



Georganna Madsen  
Executive Secretary